

JS-6; O

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

AMENDED CIVIL MINUTES - GENERAL

Case No.	CV11-02627 AHM (JCGx)	Date	February 16, 2012
Title	MARC AISEN v. BERG, KAREN et al.		

Present: The Honorable	A. HOWARD MATZ, U.S. DISTRICT JUDGE		
Stephen Montes	Not Reported		
Deputy Clerk	Court Reporter / Recorder	Tape No.	
Attorneys NOT Present for Plaintiffs:		Attorneys NOT Present for Defendants:	

Proceedings: IN CHAMBERS (No Proceedings Held)

On July 5, 2011, the Court dismissed Plaintiff's Complaint against Defendants Karen Berg, Phil Berg, Michael Berg, Yehuda Berg, and the Kabbalah Centre, for improper service. (Dkt. 57.) There is no indication that Plaintiff has properly served these Defendants since then. Subsequently, on January 18, 2012, the Court dismissed Plaintiff's First Amended Complaint as to Defendants Hayden Houser, Stephanie Houser, Erin Heidenreich, and Launch Flix. (Dkt. 105.)

In the January 18 Order, the Court instructed Plaintiff to file a report, by no later than January 30, 2012, that would set forth how he intended to proceed against the remaining defendants, Ashton Kutcher, Madonna Ciccone, and Cinetic. (Dkt. 105. at 3.) The clerk had previously entered default as to these defendants. (Dkts. 54, 32, 28.)

Plaintiff failed to comply with the Court's order, and the docket for this case does not reflect any filings after the Court's January 18 Order. Instead, of properly filing a report, Plaintiff simply deposited a document titled "Response to Recent Order" in the Court's courtesy copy box. That response is attached to this order. The Court had previously warned Plaintiff that he must file documents correctly and cannot simply deposit a copy in the Court's courtesy box. (Dkt. 47.)

In any case, Plaintiff's response indicates that he is "not entering any default judgements [sic] for the remaining defendants who defaulted on their defenses." (Plaintiff's Response ¶ 10.)

Accordingly, the Court dismisses this case for failure to prosecute. There are two independent reasons for this dismissal: (1) Plaintiff's failure to properly file a report that

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indicates how he intends to proceed with this case and (2) Plaintiff's statement in his improperly-submitted report that he will not be seeking default judgments against the remaining defendants.

This case is dismissed and the Clerk is ordered to close the file.

No hearing is necessary. Fed. R. Civ. P. 78; Local Rule 7-15.

Initials of Preparer

: _____
SMO

JS-6

Name:

Marc Aisen

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In Pro Per

CHAMBERS
COPYUNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CASE NUMBER

(AHM, JCG)
11-CV-02627
Civil RICO

Plaintiff

Aisen

v.

Berg

Defendant(s).

TITLE OF PLEADING

RESPONSE TO RECENT
ORDER

P. 1 P 1

P. 2 P 2

P. 3 P 3

P. 4 P 4, 5, 6, 7

P. 5 P 8

P. 6 P 9, 10

P. 7 P 11

P. 8 P 12, 13

P. 9 P 14

P. 10 P 15, 16, 17

P. 11 P 18, 19

P. 12 P 20, 21, 22

P. 13 P 13

P. 14 P 24

P. 16 Notice of Service

P. 17 Verification

CV-127 (09/09)

PLEADING PAGE FOR A SUBSEQUENT DOCUMENT

1 1. I'm the Plaintiff in this action and I'm suing the defendants for *damaging* my
2 *business* and *property* through a *pattern of racketeering activity*, as defined by the
3 Act. This is in response the lower court's recent order dismissing the civil RICO
4 Complaints against the "Kabbalah Centre and their entities" and the Bergs. The
5 lower court has argued that I failed to properly serve the defendants when in fact I
6 have and submitted the certified proofs of service to the Court although they are
7 being given no weight. Judge Matz also attempted to dismiss the civil RICO
8 Complaint against himself the defendant (an obvious Conflict of Interest) and his
9 co-defendants the Housers and Ms. Heidenreic claiming I did properly file,
10 retroactively from the time of my last filing an Amended Complaint several months
11 ago, the evidence of which has been stricken from the record by the judges with no
12 explanation. I was given time to amend the Complaint by the lower court and
13 responded that I was filing appeals to the decisions and demanding a stay pending
14 the investigation into my allegations of *evidence and witness tampering* in and
15 around the courthouse building which I'm a witness to. There is at least some
16 evidence of this already on the official record (Exhibits A and B). Although Judge
17 Matz claims I failed to show *evidence*, and cites this as his reasoning for the
18 retroactively dismissive order, he's ignoring the *evidence* which is incriminating to
19 him, a clear cut Conflict of Interest. I stated before and I state now that I am in the
20 process of changing the venue which is the only prudent course of action after the
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1 case has been tampered with in the Central District Court of California.

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3 2. The *damages* include physical *property damage* to my vehicle and motion
4 picture, as well as the unnecessary production delay brought on by the defendants'
5 sabotage on the set, legal fees, the damages incurred from several blocked
6 contracts, and trebel. The defendants include the Judges Matz and Gandhi who
7 continue to preside over the case they are now defendants in, delivering retaliatory
8 order as revenge for reporting them to law enforcement for *human trafficking*.
9 Counselors Weinberg and Finklestein are also refusing to recuse themselves as
10 defendants and defense attorneys who offered counsel to both sides in a sleazy
11 scheme to spy on me, using privileged legal communications to gain strategic
12 advantage as in *U.S. v. Pellicano*. Those are *predicate acts* to RICO which go to
13 establishing RICO. The standard for proving civil RICO is establishing *predicate*
14 *acts* to RICO. I have established over one hundred (100) *predicate acts* to RICO
15 present in this case, and that's with consolidating the counts into conspiracy charges
16 for the assortment of Federal offenses present. Therefor, the only reasonable
17 conclusion is that I'm able to prove RICO to a jury in a Court of Law, which is my
18 substantial right as the Plaintiff. The *evidence* shown to the lower court has been
19 disregarded because it bizaarely implicates them. Let the record show that I listed
20 these *predicate acts* and filed them, but the judges in question removed them from
21 the record to hide the allegations they're afraid to even repeat. I'm suing them for
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1 *human trafficking and child exploitation* on the grounds that their criminal
2 enterprise *damaged my business by destroying my property*, one movie exposing
3 them to cover it up and causing problems on the movie set. The defendants are a
4 *racketeering enterprise*. There is additional evidence for the Court to hear at the
5 proper venue which clearly is not this one. Ms. Ciccone and the Bergs are
6 unindicted co-conspirators from *U.S. v. Pellicano*, a RICO case netting *seventy-six*
7 counts of RICO proven against their partners-in-crime and they're next on the list.
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11 3. There is additional *evidence* for the Court to hear at the proper venue which
12 clearly is not this one. First of all, the judges are hopelessly biased. They're co-
13 defendants and implicated in a *forgery* and other related crimes taking place at the
14 Western Division of the Central District Courthouse. So, here we have a case of
15 the foxes guarding the henhouse. The RICO Act grants civil claimants a
16 "designated racketeering investigator" to report to the Attorney General in
17 Washington. Here's a fun fact. When I invoked my investigative demand, the
18 judges in question blocked the investigation and disregarded the law. Judge Matz
19 corrected my demand to mean the Los Angeles Assistant U.S. Attorney's office.
20 However, that is not what I meant, I said Attorney General. It seems Judge Matz
21 has a son working in the LA AUSA's office where he attempted to steer me to, a
22 one Jeremy Matz. It is a clear and serious Conflict of Interest because the father is
23 a suspect in the crimes he wants his son to have investigatory jurisdiction over.
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1 4. The defendants *forged* my signature on a Plaintiff Request For Dismissal and
2 manually filed it while the cameras were rolling. They didn't even get my name
3 right. I'm pretty sure I know how to spell my own name. I motioned to stay the
4 proceeding pending investigation and the judges in question are attempting to block
5 the investigation of *evidence tampering* in this case and it continues.
6

7
8 5. They're trying to cover up *child trafficking*, a heinous crime punishable by thirty
9 (30) years to life in prison for each act and there have been thousands documented
10 coming from the defendants' *racketeering enterprise*. In the State of California,
11 *aggregated kidnapping* is a capital offense and the defendants have been up to
12 some *kidnapping*. They're pulling down millions a year in unreported income off
13 the backs of innocent children, or should I say scalps. The children are missing and
14 some of them are presumed dead. We can figure that out when we do a head count.
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20 6. I demanded in a previous filing that Erin Heidenreich, banker in the *child*
21 *trafficking conspiracy*, turn over records of the whereabouts of the children and
22 she's refusing to. She knows where they are, she's caught on tape *child trafficking*
23 through her companies Cinetic, Filmbuff, and Made in India. These are missing
24 and exploited children who are among the many victims of the defendants' *human*
25 *trafficking* crime spree and it's currently ongoing.
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7. The United States has a zero tolerance policy on *human trafficking*. This isn't

1 the Ukraine, or some country where *pimps* and *slavers* act with impunity
2 committing crimes inside a Federal courthouse. The penalty for violating RICO is
3 prison time and asset seizure. The manual clearly states there is to be no plea
4 bargaining. They have no immunity to those charges and RICO applies. None of
5 the defendants have immunity to these criminal charges and this goes beyond
6 discretionary abuse, such as Judge Matz disregarding the certified proofs of service
7 I filed for the "Kabbalah Centre and their entities" and the Bergs, and into the realm
8 of *tampering with evidence in a Federal case*, an additional *predicate act* to RICO.
9 Judge Matz doesn't have permission to sign my name to anything, let alone a legal
10 document in a Federal case. I don't know who this guy thinks he is, but he was
11 involved in a crime involving the *forgery* my signature on a legal document he
12 signed off on in a brazen stunt perpetrated inside the Central District Court on May
13 13, 2011 and then later on May 16, 2011. You're going to cough up the original so
14 I can have it dusted for prints, I want the surveillance tapes, and I'm pressing
15 criminal charges. If I have to come back with subpoenas, okay, I'm coming back
16 with subpoenas.

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24 8. I reported a page having been removed from my stapled filing notifying the
25 court of my appeals and the page contained the facts that Ms. Ciccone *bribed*
26 judges in Malawi, Africa in a related *kidnapping* case. Well, she's a dirty old
27 whore and she's going to Federal prison. The woman is a *pornographer* and a *child*
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5.

1 abuser, enticing children on the internet and using her cult to lure children she's
2 abusing and exploiting.

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4 9. Interestingly enough evidence of this was destroyed by Erin Heidenreich (a
5 predicate act to RICO, destruction of evidence in a Federal case) when she logged
6 into my company computer as the evidence will show--and this is hard physical
7 evidence giving me grounds to establish the damages and connect them to the
8 racketeering enterprise called "Kabbalah." The evidence establishes the causal
9 link from Made in India, the child trafficking racket of Erin Heidenreich and her
10 company Cinetic and Ms. Ciccone and her Kabbalah cult front organization. It
11 connects the other defendants with the thousands of missing Indian children.
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15 Kabbalah hides behind these pretensions of "Jewish mysticism" but I'm a real Jew,
16 and the defendants are a Satanic cult of pedophiles luring little kids on the internet.
17

18 Kabbalah is a business and that business is palmistry. Like Karen Berg's fake
19 mediumship scams and Phil Berg's fake doctor scam. Those are predicate acts to
20 RICO constituting conspiracy to commit fraud. The defendants are gypsies and
21 child abusers. They are the scum of the earth and they're going to get theirs.
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24 10. I'm not entering any default judgements for the remaining defendants who
25 defaulted on their defenses: Ms. Ciccone, Mr. Kutcher, and Cinetic. That would be
26 highly inappropriate under the circumstances. Why would I let a court which has
27 become a crime scene infested with multiple counts of RICO, multiple counts of
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11 *evidence tampering* adjudicate over the case? The courthouse is a crime scene
22 because the case has been tampered with and there's evidence of this on the record
33 such as Exhibits A and B. I caught the judges fixing the case and I can prove it. In
44 the State of California we have something called Marsy's Law which grants rights
55 to crime victims. Well, I'm invoking my rights to press criminal charges for the
66 *forgery*. The *forgery* proves *evidence tampering* which is the *cause* of the *damages*
77 and the crux of the case.
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11 11. This is one of two central issues:
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13 Issue #1. is that my *business* was *damaged* by the defendants: They caused
14 problems on the set of the motion picture production through sabotage when I hired
15 people who weren't who they said they were--also in *breach of contract*--the
16 Housers and Ms. Heidenreich. They are members of the *racketeering enterprise* in
17 question, the Kabbalah Centre, who ordered the malicious destruction of private
18 property and have participated in other ways, such as their leader Ms. Ciccone
19 blocking several contracts as she failed to dispute on the record.
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23 Issue #2. is that the defendants are in the business of *child trafficking*. Ashton
24 Kutcher, the self-appointed national spokesman against *child trafficking* is using
25 his fake charity the DNA Foundation as a front for *child trafficking*. "Raising
26 Malawi" is a front for *child trafficking*, *kidnapping* African children and selling
27 them on the black market. Made in India is *trafficking kidnapped* Indian kids. The
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1 "Success For Kids Program" is *trafficking, abusing, enslaving, and exploiting*
2 children and Ms. Ciccone is the boss, not her front woman Karen Berg in the
3 "Kabbalah Centre and their entities." It all forms a "single person unit" under
4 RICO and Cinetic, a.k.a. Filmbuff is laundering the money through Erin
5 Heidenreich and filmmaker Ed Burns. To Hell with these scumbag *human*
6 *traffickers*.
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10 12. I put in for a stay with the appellate court and the Court was notified of that by
11 myself and the appellate court. The stay is pending the investigation into the
12 *forgery* incident that happened on May 13 and May 16 of 2011. This is also
13 relevant in regards to the defendants acts of *Identity Theft*. This makes the judges
14 accomplices in *Identity Theft*. The Housers stole my identity and they were
15 working for their Kabbalah cult masters, their co-defendants who are liable civilly
16 and criminally under RICO. These are *predicate acts* to RICO going back to *U.S.*
17 *v. Pellicano* and *U.S. v. Behrman*, both are Kabbalah lieutenants convicted of RICO
18 Act violations. Mr. Behrman is also a known pimp which goes to the *human*
19 *trafficking pattern*.
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24 13. I'm *appealing* all of the orders coming from the lower court and as I previously
25 stated and including the most recent order. It falsely states that I failed to serve the
26 Bergs and the "Kabbalah Centre and their entities" when in fact I did serve them
27 properly and filed the certified proofs of service with the Court who entered them
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1 onto the official record and notified Judge Matz. He disregarded them and used the
2 excuse that I hadn't served them as grounds to dismiss the Complaint pending at a
3 time when it's most convenient for him as a co-defendant. Disregarding the proofs
4 of service on record is an abuse of discretion and it's highly suspect in light of the
5 *forgery* which came later in the same proceedings.
6

7
8 14. I've seen the financial disclosures statements of the defendants and based on
9 what I've seen, I can only conclude that the defendant's financial reporting to the
10 I.R.S. has been fabricated. These false accounting statements were signed off on
11 by Sarah Yaleni, Philippe van den Bossche, and Nicholas Vakkur. For example, the
12 Mercedes Benz claimed to be used for business purposes is being personally used
13 by Mrs. Berg. The mileage on the vehicles appears to be rounded off and they
14 falsely omitted Tausha Kutcher from the Conflict of Interest Statement. Her
15 brother Ashton Kutcher is on the Board of Director along with his co-defendants
16 and partners-in-crime the Bergs and Ms. Ciccone. The income generating by the
17 defendants from illegal *bookmaking* and *human trafficking* was not reported to the
18 I.R.S. by the defendants. Tax fraud is a *predicate act* to RICO and the defendants
19 are guilty of it. There is also *evidence* that moneys solicited as charitable
20 donations by Ms. Ciccone, the Bergs, and Mr. Kutcher went to benefit them
21 personally which constitutes *tax fraud* in that they lied to the I.R.S. about the
22 purpose of those funds and *conspiracy to commit fraud* because they used
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1 deceived charitable donors, the Government, and the charities they looted.

2
3 14 I have witnesses to their *fraud, extortion, witness tampering, slavery, and*
4
5 *human trafficking* to corroborate the allegations and the I.R.S. will corroborate the
6 *tax evasion* charges. These are *predicate acts* to RICO and I'll let the jury decide
7 who to believe, the defendants who got caught or their own employees turning
8 state's evidence.

9
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11 15 I'm invoking the Trafficking Victims Protection Reauthorization Act as a crime
12 victim of the defendants who are *human traffickers*. I can prove they're guilty of
13 *trafficking slaves* of all ages from the United States, Malawi, India, Israel, Brazil,
14 Denmark, the Philippines, and other countries in Southeast Asia and sub-Saharan
15 Africa. I'm a witness to their *human trafficking activity* and I will take the stand
16 and testify against these sexual predators. I'm going to send these perverted
17 pedophiles to prison.

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21 16 The TVPRA calls for victims to press civil RICO claims as I'm doing. The
22 RICO Act is very clear: federal offenses some as *human trafficking* are considered
23 to be violations of RICO. I can prove *racketeering, conspiracy, human trafficking,*
24 *slavery, prostitution, drug trafficking, bookmaking, loansharking, murder,*
25 *extortion, kidnapping, child exploitation, conspiracy to commit fraud, tax fraud,*
26 *computer hacking, Identity Theft, money-laundering, witness tampering, evidence*
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1 forfeited their defense, Ms. Ciccone, Mr. Kutcher, and Cinetic belong on trial with
2 the Bergs for RICO in these and in grand jury trials to run concurrent to this one. 'I
3 will note that default is typically taken as being pro confesso and the defendants
4 have failed to dispute most of the allegations against them with any sort of
5 specificity as was demanded by me.
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8 9. Judging by the defendants' brazen conduct in criminally *tampering* with these
9 proceedings by filing documents on my behalf with my signature crudely *forged* as
10 well as issuing me death threats, attacking me with violence inside the courthouse,
11 *breaking and entering* into my home and vehicle to *steal evidence* from this case,
12 *Identity Theft* related harassment, and attempted *bribery* with *trafficked* women, as
13 well as *tampering with witnesses* such as *luring* their children they act as if they are
14 "above the law" under official color through the judges in question who are
15 incriminated by the *evidence*. They're facing federal charges for a variety of RICO
16 Act violations, demonstrating the "meta-conspiracy" which is the quintessence of
17 RICO. The defendants are menaces to society who belong behind bars.
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20 10. The TVPRA is clear. Those who *Aid and Abet Human Trafficking* are
21 punishable under the Act. The accomplices "got to go." That's what "zero
22 tolerance" means. The RICO manual clearly states there is to be know plea
23 bargaining under RICO. So, I think I know what's going to happen to the character
24 Mr. Kutcher plays on *Two Half Men*. I never posed for a lewd picture with a
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1 seventeen-year-old boy, that's for sure, but the pervert Mr. Kutcher did.

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3 24. Mr. Kutcher says Penn State University was too hard on Joe Paterno for firing
4 him when he was caught covering up pederasty. I'm glad he's in hell now, along
5 with that freak Michael Jackson who was in the same cult as the defendants.
6
7 There's room for more pedophiles down there in pervert Hell.

8
9 21. We know Ms. Ciccone likes them young. She's *luring* children through her
10 cult and the internet, as well as her daycare centers. Allegations involving Ms.
11 Ciccone and *child pornography* have come to light which will have to be
12 determined at the appropriate venue. I stated plainly that I'm changing the venue.
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15 23. The *evidence tampering* also proves *criminal conspiracy*, which is the basis of
16 RICO, particularly when it's in connection with an ongoing *racket* such as *human*
17 *trafficking*. These proceedings have been tainted by *evidence tampering* in the
18 Central District Court of California. It's grounds for a mistrial, which would
19 unfairly punish my side as the Plaintiff for the defendants' criminal misconduct. I
20 can prove that Ms. Ciccone is the ringleader of the *human trafficking conspiracy*
21 and *racketeering enterprise* in question. Her partners-in-crime are the co-
22 defendants, among others. The Bergs *launder* the *human trafficking* money, Mr.
23 Kutcher *bribes* people to promote the *human trafficking*, Ms. Heidenreich *launders*
24 the *human trafficking* money and organizes *kidnapping*, and the others are
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1 accomplices. They're using their licenses to practice law to engage in *human*
2 *trafficking*, by using the Attorney-Client relationship to steal information and
3 commit *fraud*, as the Central District Court found to be a *predicate act* to RICO in
4 2008 in the case of *U.S. v. Pellicano* involving the same defendants committing the
5 same crimes. The defendants are using their positions of authority on the bench to
6 *Obstruct Justice* by removing incriminating pages from the record, such as
7 statements of fact made by me alleging Ms. Ciccone previously *bribed* judges in
8 connection with this case in Malawi, Africa, as serious offense punishable in the
9 United States as it violates international law as well as Malawian law.
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15 23. The fact that this document was removed from my stapled filing shows that
16 Officers of the Court tampered with this legal document on the record and the cctv
17 tapes from the day of my filing are *evidence* showing that ALL of the pages were
18 stapled together ON CAMERA before being filed manually in the public intake
19 room. Judges Matz and Gandhi had motive and they control the docket, giving
20 them opportunity and means. If they say they didn't do it, than who did? It would
21 have to be someone else in the Court working for them, which would still implicate
22 them because it would suggest they ordered it. The clerks have no other reason to
23 *tamper* with my filings, although it's hardly the first time this has happened in this
24 case and it costs me money the defendants owe me. Those cctv tapes are *evidence*
25 in my criminal case against the defendants, as well as the civil RICO action. The
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1 LA AUSA's office is not fit to investigate and determine whether or not criminal
2 RICO charges are in order. Although civil RICO calls for the AG appointed
3 racketeering investigator to make recommendations on criminal RICO charges to
4 the AG, no one from the LA AUSA's office has been appointed and Judge Matz'
5 attempt to steer the jurisdiction into the office of his own son Jeremy Matz is a
6 Conflict of Interest. The cctv tapes are *evidence* of crime implicating Officers of
7 the Court in the Central District of California and they need to be investigated
8 externally. The wheels are already in motion. I'll come back with a court order and
9 then we can see what's on those tapes and I'm going to have them analyzed
10 independently to see if they've been *tampered* with. We can dust the forgery for
11 prints and see who else's fingerprints are on it, in addition to Judge Matz who
12 signed it. He was notified that the document was a fake and still treated it as valid,
13 as did Judge Gandhi. They knew and they had something to do with this. Their
14 orders are never going to stand up in court because they've been caught
15 participating in a crime with the defendants to fix the case. The tapes show that I
16 counted the pages before filing them and also being assaulted, so let's see these
17 tapes. *Aiding and Abetting human trafficking and child exploitation* is the charge
18 and you better believe I can prove it.

26
27 ~~24~~. The defendants are facing Federal charges on *human trafficking* and I'm going
28 to testify against them before the grand jury as to what I personally witnessed:

1 *evidence tampering, kidnapping, bribery in connection with human trafficking,*
2 *violence in the commission of a felony which is human trafficking, luring, and*
3 *slavery.* So when a Kabbalah member attacked me inside the courthouse (with
4 impunity) by striking me in the back from behind as I'm filing papers in this case, it
5 can be seen as an attempt to use *violence to intimidate me as a witness* not to report
6 the defendants' *human trafficking* and *child exploitation* being sanctioned by the
7 lower Court. *Evidence tampering* is a serious crime and it undermines my claim
8 through an *abuse of process* tainting the "laboratory conditions" of the
9 proceedings which should be free from criminal mischief in the form of publicity
10 stunts coming from the defendants. The judges recent orders can be seen in this
11 light for what they are: more *Obstruction of Justice* and *retaliation against a*
12 *qualified Federal witness* for reporting human trafficking. I'm not the asshole
13 who's going to prison for *kidnapping* kids and selling them on the black market.
14 The defendants are and I caught them so they can kiss their asses goodbye.
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21 s/Marc Aisen

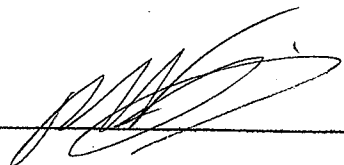
22 1-29-2012
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SERVICE

I, Plaintiff Marc Aisen and pro se litigant sui juris, do hereby verify I have served copies of this document to the parties through their Counsel in a way which complies with the any and all Court Orders present in this case.

Dated: 1-29-12

Signed: Marc Aisen

A handwritten signature in black ink, appearing to be 'Marc Aisen', is written over a horizontal line.

Printed: Marc Aisen, Sui Juris

VERIFICATION

I, Marc Aisen, Sui Juris, Plaintiff in the above entitled action,
hereby verify under penalty of perjury, under the laws of the United
States of America, that the above statement of facts and
laws is true and correct according to the best of my current
information.

Dated: 1-29-12

Signed: 